

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

# January 16, 1998

DIVISION ONE

B090236      Rapolla, et al.      (Not for Publication)  
v.  
St. Joseph Medical Center, et al.

We affirm the judgment. Defendants are awarded costs on appeal.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.  
Dunn, J. (Assigned)

B103649      Los Angeles County, D.C.S.      (Not for Publication)  
v.  
Dan E. A.  
Jill G.

The order appealed from is affirmed. Father's request for sanctions for a frivolous appeal is denied.

Ortega, J.

We concur: Spencer, P.J.  
Dunn, J. (Assigned)

[illegible]

We reverse the judgment and remand the case for a new trial.

Ortega, J.

We concur: Spencer, P.J.  
Masterson, J.

## January 16, 1998-Continued

## DIVISION ONE (Continued)

B108716 People (Not for Publication)  
v.  
De La Torre

The judgment is affirmed.

Ortega, J.

We concur:    Spencer, P.J.  
                         Masterson, J.

[illegible]

The judgment is affirmed.

Ortega, J.

We concur: Spencer, P.J.  
Masterson, J.

DIVISION TWO

B106483      Roven, et al.      (Not for Publication)  
v.  
Citadel Holding Corporation, et al.

The judgment is affirmed.

Ito, J. (Assigned)

We concur:   Fukuto, Acting P.J.  
                      Zebrowski, J.

DIVISION TWO (Continued)

B114717      McKinnon      (Not for Publication)

v.

Superior Court, Los Angeles County  
(Parsons Process Group, Inc., r.p.i.)

Let a writ of mandate issue directing the Superior Court to vacate its order of January 13, 1997, granting real party in interest's motion for summary adjudication of petitioner's age discrimination claim, and to issue a new and different order denying the motion. The temporary stay is vacated. Petitioner to recover the costs of this petition.

Nott, J.

We concur:    Boren, P.J.  
                     Zebrowski, J.

B116458      Maria G.      (Not for Publication)

v.

Superior Court, Los Angeles County  
(L.A. County Department of Children & Family Services, r.p.i.)

The petition for writ of mandate is granted. The juvenile court is directed to set aside its order of October 21, 1997, directing the DCFS to provide permanent placement services for the minor, and setting a section 366.26 selection and implementation hearing. The court is further directed to set the matter for a contested hearing. The order to show cause is dismissed.

Nott, J.

We concur:    Boren, P.J.  
                     Zebrowski, J.

DIVISION THREE

B111260      People      (Not for Publication)

v.

Cooper

The Court:

The judgment is affirmed.

Croskey, Acting P.J., Kitching, J., Aldrich, J.

January 16, 1998-Continued

DIVISION FOUR

B116251 Fred W. (Not for Publication)  
v.  
Superior Court, Los Angeles County  
(Los Angeles County Department of Children and Family Services, r.p.i.)

The petition is denied. Our stay order issued on November 19, 1997, is dissolved when this opinion becomes final.

Vogel (C.S.), P.J.

We concur: Hastings, J.  
Baron, J.

B111013      Diediker  
v.  
Peelle Financial Corporation

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment.)

B114505      People  
v.  
Anderson

Filed order modifying opinion. (No change in the judgment.)

## DIVISION FIVE

B101754      Oscar Hernandez      (Not for Publication)  
v.  
Jacqueline Smith

The judgment is affirmed. Respondent Smith to recover her costs on appeal.

Jackson, J. (Assigned)

We concur:   Turner, P.J.  
                     Grignon, J.

DIVISION FIVE (Continued)

B103879      Grand Alliance L.L.C.      (Not for Publication)

v.

Lehman Brothers Inc. et al.

The orders sustaining respondents' demurrers and dismissing Grand Alliance's complaint are affirmed. Respondents to recover their costs on appeal.

Jackson, J. (Assigned)

We concur:   Turner, P.J.  
                  Grignon, J.

B109430      In re Estate of Lyta Jorgensen Morris      (Not for Publication)

v.

Mark F. Morris, as Executor

Mark F. Morris et al.

The order under review is affirmed. The executor is to bear all costs on appeal.

Turner, P.J.

We concur:   Grignon, J.  
                  Godoy Perez, J.

DIVISION SEVEN

B107628      Bendo

v.

Herbert Hawkins Company

Filed order denying petition for rehearing.